



City Clerk

CITY OF SAN JOSÉ, CALIFORNIA

Office of the City Clerk
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STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA)
CITY OF SAN JOSE)

I, Toni J. Taber, City Clerk & Ex-Officio Clerk of the Council of and for the City of San Jose, in said County of Santa Clara, and State of California, do hereby certify that "**Ordinance No. 29987**", the original copy of which is attached hereto, was passed for publication of title on the **29th day of August, 2017**, was published in accordance with the provisions of the Charter of the City of San Jose, and was given final reading and adopted on the **12th day of September, 2017**, by the following vote:

AYES: ARENAS, DAVIS, DIEP, JONES, JIMENEZ, KHAMIS, NGUYEN,
PERALEZ, ROCHA; LICCARDO.

NOES: NONE.

ABSENT: CARRASCO.

DISQUALIFIED: NONE.

VACANT: NONE.

Said Ordinance is effective as of **13th day of October, 2017**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of San Jose, this **15th day of September, 2017**.

(SEAL)

TONI J. TABER, CMC
CITY CLERK & EX-OFFICIO
CLERK OF THE CITY COUNCIL

/rmk

ORDINANCE NO. 29987

**AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING
CHAPTER 4.80 OF TITLE 4 OF THE SAN JOSE
MUNICIPAL CODE TO ADD A NEW PART FOR THE SAN
JOSE CLEAN ENERGY OPERATING FUND**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

Chapter 4.80 of Title 4 of the San Jose Municipal Code is hereby amended by adding a Part to be numbered and entitled and to read as follows:

Part 63

San Jose Clean Energy Operating Fund

4.80.4050 San Jose Clean Energy Operating Fund Established

There is hereby created and established the "San Jose Clean Energy Operating Fund."

4.80.4060 Sources of Monies

There shall be deposited in the San Jose Clean Energy Operating Fund all monies derived from operation of the San Jose Clean Energy Program, including revenues from sale of electricity, payments from other entities, and any financing proceeds associated with the San Jose Clean Energy Program. The City Council may also transfer to this fund monies from the general fund or from any other funds which may be used for the purpose set forth in Section 4.80.4070.

4.80.4070 Expenditures

Monies in the San Jose Clean Energy Operating Fund shall be expended for costs of San Jose Clean Energy Program operations, including but not limited to, energy procurement costs, staffing and administration costs, energy programs, payment of required debt service, loan repayments, the establishment of reserves, and payment to the general fund for indirect overhead and for expenses incurred in the general fund for San Jose Clean Energy Program operations.

4.80.4080 Interest

Interest which accrues from monies in the San Jose Clean Energy Operating Fund shall be credited to this fund.

PASSED FOR PUBLICATION of title this 29th day of August, 2017, by the following vote:

AYES: ARENAS, CARRASCO, DAVIS, DIEP, JIMENEZ, JONES,
KHAMIS, NGUYEN, PERALEZ, ROCHA; LICCARDO

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE



SAM LICCARDO
Mayor

ATTEST:



TONI J. TABER, CMC
City Clerk